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I hereby certify that this correspondence is being transmitted herewith via facsimile to the U.S. Patent and Trademark Office in accordance with §1.6(d) on the date indicated below to the U.S. Patent and Trademark Office, Attention: Examiner Joyce Tung, Group Art Unit: 1637; fax no. 1.703.872.9307.

Date of Deposit: June 25, 2003

  
Paige A. Johnson

Attorney Docket No. 11000.1021c1U

**PATENT APPLICATION****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re : **Marion Wood et al.**

Group Art Unit: 1637

Application No. : 09/640,211

Filed : August 16, 2000

Title : **COMPOSITIONS AND METHODS FOR THE  
MODIFICATION OF GENE TRANSCRIPTION**

Examiner : Joyce Tung

**DECLARATION OF DR. MURRAY GRIGOR**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

The undersigned hereby declares:

1. I am presently the Head of Bioinformatics at Genesis Research and Development Corporation Limited, the assignee of the subject patent application. I have a PhD in the field of Biochemistry, and I previously held the position of Lecturer/Associate Professor or Senior Scientist for 28 years.
2. I compared the cDNA sequence of SEQ ID NO: 2076, which was isolated from *Eucalyptus grandis*, with the corresponding genomic DNA sequence from *Arabidopsis thaliana* (The Arabidopsis Information Resource, TAIR Accession No At5g40350) and poplar (*Populus balsamifera*, gene prediction using Twinscan

(Washington University) with a locally assembled Poplar contig from a Phrap (University of Washington) alignment of genomic Poplar sequences made available by the Department of Energy Joint Genome Institute (University of California). The *Arabidopsis* and Poplar sequence contain two introns. Based on that comparison, I would expect the genomic sequence corresponding to SEQ ID NO: 2076 to contain two introns, located at the positions indicated in the attached Figure A-E.

3. I, the undersigned, declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful, false statements, and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

  
Murray R. Grigor, PhD

24 June 2003  
Date



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